

BILL NO. S-68-02-02

SPECIAL ORDINANCE NO. S-17-68

AN ORDINANCE approving Sewer Agreement between EDWARD AND LUCILE STEELE and the CITY OF FORT WAYNE for construction of sanitary sewers to serve properties, all in connection with Spy Run Interceptor, Phase I.

WHEREAS, on the 25th day of January, 1968, the City of Fort Wayne, by and through its Mayor and the Board of Public Works entered into an agreement with Edward and Lucile Steele, herein-after referred to as "Developer", concerning the construction of sanitary sewers to serve properties owned by Developer, in accordance with plans, specifications and profiles known as Resolution No. 183-1967, Spy Run Interceptor, Phase I, which are on file in the office of the Chief Engineer of the Sewer Utilities of the City of Fort Wayne, and are incorporated herein by reference and made part hereof, which sewers will serve not only land in which the Developer has an interest but also adjoining land areas; and

WHEREAS, the Developer, for itself, its successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by City of any territory now or hereafter owned by it as described above, or hereafter served by said sewer or any extension thereof.

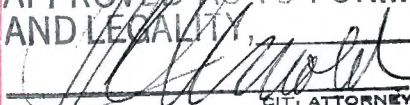
Any owner or owners of land which is now or hereafter located outside the corporate limits of City who connect into the sewer constructed hereunder shall be deemed to thereby waive his, hers, their or its rights to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by City of such land or of the territory in which it is located or of the area served by said sewer.


NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Agreement between the City of Fort Wayne and Edward and Lucile Steele concerning the construction of sanitary sewers to serve properties owned by Developer, at a cost of \$300.00 per acre for area assessment and \$6.60 per l.f. for that portion of the sewer which runs through the Developer's property, which Agreement is on file in the office of the Board of Works, and is by reference made part hereof, is hereby ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

APPROVED AS TO FORM  
AND LEGALITY,

  
CITY ATTORNEY



Bill No. S-68-02-02

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance  
approving Sewer Agreement between EDWARD and LUCILE STEELE and the CITY OF FORT  
WAYNE for construction of sanitary sewers to serve properties, all in connection  
with Spy Run Interceptor, Phase I,

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance Do PASS.

EDWIN J. ROUSSEAU, Chairman

PHIL A. STEIGERWALD, Vice-Chairman

JOHN NUCKOLS

THOMAS G. ADAMS

WILLIAM K. GEAKE

*Edwin J. Rousseau*  
*Phil A. Steigerwald*  
*John Nuckols*  
*Thomas G. Adams*  
*Wm K. Geake*

CONCURRED IN  
DATE 2-27-68 FUAD G. BONAHOOM, CITY CLERK

Read the first time in full and on motion by Rousseau seconded by Tipton and duly adopted, read the second time by title and referred to the (Committee on) City Utilities (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 196\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: 2-13-68

Luad G. Bonahoom  
City Clerk

Read the third time in full and on motion by \_\_\_\_\_ seconded by Speer and duly adopted, placed on its passage.

Passed ~~(LOST)~~ by the following vote:

AYES 8, NAYS 0, ABSTAINED \_\_\_\_\_, ABSENT \_\_\_\_\_ to-wit:

Adams	<u>/</u>		
Dunifon	<u>/</u>		
Fay	<u>/</u>	<u>abs</u>	
Geake	<u>/</u>		
Nuckols	<u>/</u>		
Robinson	<u>/</u>		
Rousseau	<u>/</u>		
Steigerwald	<u>/</u>		
Tipton	<u>/</u>		

Date 2-27-68

Luad G. Bonahoom  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(Zoning Map)~~ ~~(General)~~ ~~(Annexation)~~ ~~(Special)~~ ~~(Appropriation)~~ Ordinance ~~(Resolution)~~ No. 5-17-68

on the 27<sup>th</sup> day of Feb., 1968.

ATTEST: (SEAL)

Luad G. Bonahoom  
City Clerk

Jack R. H. Jung  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28<sup>th</sup> day of Feb., 1968 at the hour of 10:00 o'clock A.M., E.S.T.

Luad G. Bonahoom  
City Clerk

Approved and signed by me this 28<sup>th</sup> day of February, 1968 at the hour of 10:41 o'clock A.M., E.S.T.

Harold S. Zeis  
Mayor